

MINUTES OF THE REGULAR MEETING  
OF THE CITY COUNCIL OF HUNTSVILLE, ALABAMA,  
HELD THURSDAY, JUNE 12, 2014

The Honorable Council of the City of Huntsville, Alabama, met in regular session on Thursday, June 12, 2014, at 6 p.m., in the Council Chambers of the Municipal Building, there being present:

President:	Russell
Councilpersons:	Culver, Olshefski, Kling, Showers
Mayor:	Battle
City Administrator:	Hamilton
City Attorney:	Joffrion
City Clerk-Treasurer:	Hagood

President Russell called the meeting to order.

Pastor Frank Broyles, Minister of Church and Community, Faith Presbyterian Church, led the invocation;  
President Russell led the pledge of allegiance.

The minutes of the Regular Meeting of the Council held on May 22, 2014, were approved as submitted.

President Russell stated that the next item on the agenda was Resolutions and Special Recognitions.

President Russell recognized Mayor Battle.

Mayor Battle asked Mr. Greg Patterson, Director of Parks and Recreation, to come forward, stating that there were some young people to be recognized for their great athletic feats.

Mr. Patterson stated that it was a pleasure to be able to

introduce at this time seven of the best athletes in the Huntsville area, noting that there were two track and field athletes and five tennis players.

Mr. Patterson asked Robert Bryant of Johnson High School to come forward, stating that he was the Class 4A State Champion for 800 meters. He stated that he was an outstanding senior and that he would be running at A&M University the following year. He congratulated Robert for this outstanding achievement.

Mr. Patterson asked Paul Richardson of Whitesburg Christian Academy to come forward, stating that he was the State Champion in Class 1A in two events, 1600 meters and 3200 meters. He stated that, also, if he had not gotten ill, he might have been the State Champion in 800 meters, as well. He congratulated Paul for his outstanding achievements.

Mr. Patterson asked Sydnay Homan and Erin Young of Madison Academy to come forward.

Mr. Patterson stated that Sydnay was the No. 1 Singles Champion in tennis, Class 1A through 3A. He continued that Sydnay had also partnered with Erin and they had won the Doubles Championship for 1A through 3A. He congratulated them for their outstanding achievements.

Mr. Patterson asked Koray Davis from Randolph School to come forward. He stated that Class 4A and Class 5A played together and that Koray was the No. 5 Singles Champion in the state of Alabama. He congratulated him for this outstanding

achievement.

Mr. Patterson asked Andrea Walker and Laura Walker to come forward, noting that they were sisters. He stated that Andrea was the Class 6A State Champion in No. 4 Singles and that Laura was the Class 6A State champion in No. 6 Singles. He congratulated them for their outstanding achievements.

Mayor Battle stated that it was certainly great to be able to recognize young people for all their achievements and congratulated them.

Mayor Battle asked Dr. Harry Hobbs to come forward, stating that there would be the recognition of the CAFY/Star 99.1 Young Citizen of the Month.

Dr. Hobbs stated that on behalf of the Mayor, the City of Huntsville, Chief Lewis Morris of the Huntsville Police Department, and the Community Awareness for Youth, they wanted to recognize Sabrina Swistek as the June CAFY/Star 99.1 Young Citizen of the Month. He stated that she was a recent graduate of Pope John Paul II Catholic High School, where she had a 4.5 GPA. He continued that she had a veterinarian scholarship waiting for her at Mississippi State, that she was a Black Belt, was in the Culture Club, and that her science projects had gained national recognition. He continued that she also gave back to the animal shelters. He continued that she was trying to help her community and be the best person she could be.

Dr. Hobbs recognized Mr. Willie Love of the Human

Relations Commission.

Mr. Love stated that the Human Relations Commission of the City of Huntsville was proud to honor Sabrina as the Young Citizen of the Month and congratulated her for all she did and made a presentation to her.

Dr. Hobbs recognized Mr. George Dugan of DynCorp International.

Mr. Dugan stated that it was wonderful to see the young people in the community doing so much good. He continued that he was also very impressed with what she did to influence other young persons. He thanked her for her service and made a presentation to her.

Mayor Battle congratulated Sabrina.

Dr. Hobbs presented a Coin of Excellence to Sabrina, on behalf of the CAFY Foundation.

Mayor Battle thanked Dr. Hobbs for recognizing the Young Citizens of the Month, stating that it was very important for the community, that those who stepped out and did great things in the community should certainly be recognized.

Councilman Showers read and introduced a resolution commemorating the life of Rev. Dr. William T. Gladys, as follows:

(RESOLUTION NO. 14-397)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Showers stated that he would be presenting the resolution at the memorial service on the following day at 6 p.m. at the Saint Bartley Primitive Baptist Church. He read from the resolution that the City Council and Mayor of the City of Huntsville were apprised of the passing of Rev. Dr. William T. Gladys, pastor of St. Bartley Primitive Baptist Church, the mother church of the National Primitive Baptist Convention and the oldest black church in the State of Alabama. He stated that Dr. Gladys was the eighth pastor of this church, where he had served for more than 27 years. He stated that a service in his memory would be at 6 p.m. on the following evening and that a Celebration of Life service would be at 1 p.m. on Saturday, June 14, at the Saint Bartley Primitive Baptist Church.

President Russell stated that the Administration had asked that the Council consider item 15.cc on the agenda at this meeting and that he would be asking for unanimous consent to do so at the appropriate time.

President Russell stated that the next item on the agenda was Business With Outside Legal Representation. He continued that there was the Council decision regarding the personnel hearing for Walter Dixon, III.

President Russell moved to uphold the decision of the Personnel Committee in this matter, which motion was duly seconded by Councilman Kling.

Councilman Kling stated that he was supporting the motion,

noting that he felt it was very charitable, that he would have been inclined to actually come up with a stiffer penalty.

President Russell called for the vote on the above motion, and it was unanimously approved.

President Russell stated that the next item on the agenda was Public Hearings to be Held.

President Russell stated that it was the time and place in the meeting for a public hearing on a resolution authorizing the City Clerk-Treasurer to assess the costs of demolishing the property located at 2821 Union Drive, NW.

President Russell recognized Mr. Ken Benion, Director of Community Development, for an explanation of this matter.

Mr. Benion stated that the property identified in the resolution had previously been declared unsafe and authorized for demolition. He stated that the resolution authorized the assessment of the cost of demolition and removal of debris from the property. He continued that Attachment A identified the owner, the date that Community Development had taken action, and the cost of the demolition and removal of the debris. He stated that the cost was \$6,739.88.

Mr. Benion stated that the owner had received a written request for payment and had failed to respond, and that he was requesting that an assessment be placed on the property to collect the costs.

Mr. Benion stated that the owner had been notified of this proposed action and might wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell read and introduced a resolution authorizing the City Clerk-Treasurer to assess the cost of demolishing the property located at 2821 Union Drive, NW, as follows:

(RESOLUTION NO. 14-398)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

President Russell stated that it was the time and place in the meeting for a public hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

President Russell recognized Mr. Benion.

Mr. Benion stated that the resolution identified 28 properties that were in violation of the City's grass and weed ordinance. He stated that the properties were identified on Attachment A by the owner and location. He stated that the owners had received written notification, by regular mail, that

they were in violation of the ordinance and had been given 14 days to correct the violation. He stated that all owners had failed to respond and that Community Development had issued work orders to cut these properties, at a total cost of \$6,259.15 and an average cost of \$223.55. He stated that Attachment A also identified the dates and costs for cutting the properties. He stated that the owners had received written requests, by regular mail, for payment and had failed to respond.

Mr. Benion requested that property assessments be placed on these properties in order to collect these costs.

Mr. Benion stated that the owners had been notified of this proposed action and could wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this particular issue.

There was no response.

President Russell stated that the public hearing was closed.

Councilman Showers read and introduced a resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties, as follows:

(RESOLUTION NO. 14-399)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.



President Russell called for the vote on the above resolution, and it was unanimously adopted.

President Russell stated that it was the time and place in the meeting for a public hearing on a resolution authorizing the City Clerk-Treasurer to assess the cost of the boarding and securing against certain property.

President Russell recognized Mr. Benion.

Mr. Benion stated that the property identified in the resolution had been declared unsafe by the Community Development Department and the owner had been given 30 days, in accordance with the unsafe building ordinance, to obtain permits and commence work on correcting the noted violations. He stated that since the owner had failed to respond to the notices and since the property was standing open and accessible, Community Development staff had boarded and secured the property. He stated that Attachment A identified the owner and the date that Community Development had taken action and the cost of boarding and securing this property. He stated that the total cost was \$254.37. He stated that the owner had received written request for payment and had failed to respond.

Mr. Benion requested that an assessment be placed on the property to collect this cost.

Mr. Benion stated that the owner had been notified of this proposed action and might wish to speak at this time.

President Russell asked if there was anyone in the audience who would like to address the Council on this

particular issue.

There was no response.

President Russell stated that the public hearing was closed.

President Russell read and introduced a resolution authorizing the City Clerk-Treasurer to assess the cost of the boarding and securing against certain property, as follows:

(RESOLUTION NO. 14-400)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Kling stated that he had a matter he would like to address to Mr. Benion at this time.

Councilman Kling stated that the State Supreme Court had ruled in favor of the City concerning vegetation at a house located on Pratt Avenue. He stated that there was a house that he believed might be somewhat similar to that property at 300 Sunset Avenue, in the Mayfair neighborhood. He asked Mr. Benion if he could look at that house and determine if it met the same criteria they had gone through on the house he had just mentioned.

Mr. Benion stated that they had inspected that property earlier in the day, and that they did not believe it met the criteria but noted that they would be taking action on the

property within the next few days.

Councilman Showers stated to Mr. Benion that he was aware that his department had gone out to Normal Heights to a similar property and asked if they had been able to ascertain if they could do any more than what they had done with regard to this property, based on what was at the location at this time.

Mr. Benion stated that they had written some notices on properties out in that area. He continued that they considered that property to be in its natural state, where it had never been developed, as opposed to the property on Pratt Avenue to which Councilman Kling was referring.

President Russell stated that the next item on the agenda was Public Hearings to be Set.

Councilman Showers read and introduced a resolution to set a public hearing on an ordinance rezoning property lying on the east side of Quality Circle and north of Governors West from Research Park Applications District to Research Park Commercial District, at the July 24, 2014, Regular Council Meeting, as follows:

(RESOLUTION NO. 14-401)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced Ordinance No. 14-402, rezoning property lying on the east side of

Quality Circle and north of Governors West from Research Park Applications District to Research Park Commercial District.

Councilman Showers read and introduced a resolution to set a public hearing on an ordinance zoning newly annexed property lying on the south side of Olmstead Road and west of Taylor Road as Residence 1-A District, at the July 24, 2014, Regular Council Meeting, as follows:

(RESOLUTION NO. 14-403)

President Russell called for the vote on the above resolution and it was unanimously adopted.

Councilman Showers read and introduced Ordinance No. 14-404, zoning newly annexed property lying on the south side of Olmstead Road and west of Taylor Road as Residence 1-A District.

Councilman Showers read and introduced a resolution to set a public hearing on an ordinance zoning newly annexed property lying on the east side of U.S. Highway 431 South and on the north side of Caldwell Lane as Highway Business C-4 District, at the July 24, 2014, Regular Council Meeting, as follows:

(RESOLUTION NO. 14-405)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Culver.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced Ordinance No.

14-406, zoning newly annexed property lying on the east side of U.S. Highway 431 South and on the north side of Caldwell Lane as Highway Business C-4 District.

President Russell stated that the next item on the agenda was Communications from the Public. He stated that persons would have three minutes to address the Council.

Ms. Eddgra Fallin, 203 Hawks Crest Circle, appeared before the Council, stating that she would like to read a letter that had been sent to the Mayor concerning the rock quarry and the building of the new north high school. She stated that this was from Concerned Citizens of Huntsville and that it was dated May 16, 2014. She read as follows: "Dear Mayor Battle: We, the undersigned Concerned Citizens of Huntsville, wish to voice our concerns about the potential financial liability of the City in implementing construction of the new Jimerson High School and the new McNair Middle School on the proposed site. Specifically, we wish to call your attention to areas of concern where the City may be liable. These enumerated areas are as follows: (1) Lack of a Health Risk Assessment of the proposed site. This is due not only to the proximity of the construction site to the quarries but also soil testing and related issues. (2) Environmental Impact Assessment studies both for human inhabitants and native biological specimen endogenous to the area which might be endangered by such construction. (3) Noise impact on the learning environment, as well as psychological impact from historical and current quarry

blasting. (4) Potential structural damage to the new school buildings, similar to that of homes in the area, which might shortly require litigation to resolve.

"We know you have a deep interest in these matters, as evidenced by your recent letter to Judge Haikala in the pending litigation. It is unfortunate that your position could not represent that of all citizens of the affected area; however, liability issues stated above will affect all of the citizens of Huntsville. For this reason, we are requesting that you request a temporary, ninety (90) day postponement to the presiding judge in the litigation case and use that time to address the issues listed above. We request that you make available funding of \$250,000 for a Health Risk Assessment study by a mutually agreed-upon group, and that the City use its own Environmental Impact Department to perform the Environmental Impact Assessment.

"We are available to discuss this with you immediately. Please let us know your position on these matters without delay in order to work together or exercise other available options."

Ms. Fallen stated that the letter was signed by Rev. Gregory Jerome Bentley, Dr. George Grayson, Dr. Jacob Savage, Ms. Eddgra Fallin, and Ms. Patricia King.

Mayor Battle stated that they had looked at these concerns, noting that they had had a meeting on the prior day with some of the citizens. He stated that, also, they had asked the City's Natural Resources Director to look at this

matter. He stated that the conversation on the previous day was mostly concerning the silica or the parts per million that were coming out of the quarry and the dangers of persons breathing those parts per million. He stated that they had been monitoring across the city since 1990, and that the prior five years they had been monitoring across the city. He continued that one of the monitoring stations was at the fire station right next to where the school was being built.

Mayor Battle stated that the parts per million allowable amount was 150, noting that after that there was a danger. He stated that in the City's estimations, from 2009 to 2013, the average parts per million had been 15.5, one-tenth of the amount that was considered dangerous. He stated that the most that had come out over the five-year period was 46 parts per million. He continued that the average the prior year was 13.5 parts per million.

Mayor Battle stated that they had gone through this information with the group present at the meeting on the prior day and they had had a conversation about it. He stated that Danny Shea had commented on this and had stated that he felt very, very comfortable with it. He stated that he would be glad to share with the Council and the public the memorandum they had from Natural Resources concerning this. He continued that it basically said that if there were four stations throughout the city that they were doing parts-per-million measurements in and all four of them were hitting about the

same number, then there was not anything from one source that was showing that that one source was a problem.

Mayor Battle asked Mr. Shea to address this matter and inform the Council if he had misstated this in any way, noting that Mr. Shea was really the expert in the environmental sciences area.

President Russell asked Mr. Shea to introduce himself, for the record.

Mr. Shea stated that he was Daniel Shea, Director of the City's Department of Natural Resources. He stated that Mayor Battle had done a good job in his summary, noting that, however, the units were off in a place or two. He stated that it was "micrograms per cubic meter" rather than "parts per million," but the numbers that had been cited were correct.

Mr. Shea stated that the EPA standard, as Mayor Battle had mentioned, for particulate matter, which they called PM10, was 150 micrograms per cubic meter. He stated that there was a monitoring station immediately adjacent to the proposed school site, noting that Mayor Battle had summarized the concentrations that had been measured at that location. He continued that there were very similar concentrations across the city, that they only differed by a fraction of a microgram per cubic meter. He stated that relative to 150, a fraction of a microgram was a very small amount.

Councilman Showers stated to Mr. Shea that there had been some earlier reports on the preparation for the testing. He



stated that he had noticed that Mr. Shea had confirmed Mayor Battle's statement that the test site was at the fire station near where the proposed new high school would be built. He stated that he had been at a meeting where it was stated that was not the case and that another location had been used to come up with the results. He asked if Mr. Shea could tell him where all the testing for the quarry, the testing that had gone in for the school site, that the school system had said they had done, and the City was saying that they had done, had been done. He asked Mr. Shea if he had documents to show these findings.

Mr. Shea replied in the negative.

Councilman Showers asked Mr. Shea who would have this information.

Mr. Shea stated that any testing that the school system had had done, they would have. He stated that the City had operated a monitoring station at this location for many years and that the data that Mayor Battle and he had summarized was from the City's monitoring site.

Councilman Showers asked Mr. Shea when the last time had been that they had done a monitoring test at that site.

Mr. Shea stated that they tested at that location every six days, noting that this was done so that they did not always test on the same day of the week. He continued that they had been testing every six days for many years.

Councilman Showers asked Mr. Shea what would be the

difference in the findings in recording a testing on a Sunday rather than on any other day of the week when the quarry was in operation.

Mr. Shea stated that there might be differences according to the day of the week, but stated that the schedule was designed so that they covered all the days of the week.

Councilman Showers asked Mr. Shea if he had this data.

Mr. Shea replied in the affirmative.

Councilman Showers asked if this was available to the public.

Mr. Shea replied in the affirmative. He stated that, in fact, it was housed in the National Data Base that EPA maintained. He stated that they supplied their data to the EPA data base. He continued that any member of the public could access this. He stated that they could also contact his office and they would provide it to them.

Councilman Showers asked who had done the final testing for the site that the School Board was recommending.

Mr. Shea stated that he was not certain concerning that.

Councilman Showers stated that he was speaking of the information derived from testing the area, the soil, the boring that had been done. He asked who had done this.

Mr. Shea stated that he could not answer that question.

Councilman Showers asked who had done this for the City, when it had done its testing.

Mr. Shea stated that they operated an air monitor at the

fire station but they did not do any soil borings, et cetera.

Councilman Showers asked how they would know about the soil without testing it.

Mayor Battle stated to Councilman Showers that their conversation had been about the air quality and the silica that was coming up in the air, not the soil quality, the blasting, or any of that. He stated that the conversation on the prior day had dealt mainly with air pollution and what they needed to do to make sure they had safe air in the area.

Councilman Showers stated that he was asking Mr. Shea concerning this and inquired of Mr. Shea if he had heard his question.

Mr. Shea asked if Councilman Showers was referring to soil testing.

Councilman Showers stated that there were a lot of new businesses coming into the city and that most of the site preparations required drilling for the soil samples. He asked if Mr. Shea was stating that they had not done this on the site that was proposed for the school.

Mr. Shea stated that, typically, soil borings were done to test the suitability of the soil, from a structural standpoint.

Councilman Showers asked Mr. Shea who would have the information that soil testing was done before the School Board had purchased the property. He asked if the City had documentation that they, in fact, had done a drill testing, a soil testing.

Mr. Shea stated that he was not aware of whether they had done this or not. He stated that typically what was done before a property was acquired was what was called a "Phase One Environmental Site Assessment," where the history of the property was looked at. He stated that it was his understanding that the School System did have a Phase One done on the property but noted that he did not have a copy of the document.

Councilman Showers asked if this information could be requested.

Mayor Battle stated that they would be glad to request it. He stated it was not required, on any builder, that the City gather this information, that it was their responsibility to gather the information. He continued that he had also heard that they had done this and stated that they would be glad to ask for it.

Councilman Showers asked if this would be made available to the public.

Mr. Shea stated that he could not answer that question.

Councilman Showers asked Mayor Battle if he knew whether or not the Board would make the assessment available to the public.

Mayor Battle stated that he did not know but that he would guess that they would.

Councilman Showers stated that the reason he was asking concerning this was because there had been several

opportunities where the citizens had requested information and had not been made privilege to such information. He asked Mayor Battle if he was stating at this time that he believed this information would be made available.

Mayor Battle replied in the affirmative, stating that they would ask for it.

Ms. Jackie Reed, Bob Wallace Avenue, appeared before the Council, stating that she would like to wish Ms. Pearlie Stamper, Administrative Assistant to the Council, a happy birthday.

Ms. Reed stated that she would like to thank them for talking to the State about the white lines, which she noted had been widened. She stated that she certainly appreciated this, that she could now see how to drive. She continued that the reflectors were also good so that persons could see how to drive. She stated that she would like to thank whoever had gone out to Hermitage Avenue and worked on that street. She stated that they had a new inspector for this, which would be herself. She stated that at this time it looked good and that she believed everyone was happy with it. She stated that there was one bush in the area that she wished the traffic engineer would look at, noting that perhaps they could help persons to be able to see up and down the street a little better.

Ms. Reed asked if the City had ever received any money on the jail lawsuit. She stated that she would like to have this question answered, if they had ever gotten any money out of the

jail lawsuit. She stated that this had been going on way too long.

Ms. Reed asked why the City kept building lakes further out and kept on developing. She continued that shopping centers, hotels, and young professionals concerned her, noting that it should be about all the people in all the city. She stated that there were 37 empty buildings in the mall, noting that this was very, very sad. She stated that the City just kept putting money into new developments, with \$8 million on Bob Wallace and \$3 million at another location, just spending millions and millions. She asked where they were getting this money but quickly stated that she did not want this answered because she believed it was going to be borrowed.

Ms. Reed asked if the City had any interest in the Coca-Cola plant, noting that several persons had been asking her about this, and she had advised them that she did not know the City had an interest in this. She asked if they still had a ball park on their brain.

Ms. Reed stated that she would like to inform the citizens that the district lines for voting had been changed and that persons might not be voting where they had voted previously. She stated that the City, the State, and the County had all changed their lines. She continued that there had been a 10-year redistricting plan. She stated that all persons should get out and vote.

President Russell asked Mr. Joffrion to answer Ms. Reed's

question concerning the jail.

Mr. Joffrion stated that the lawsuit was still pending, that they were still in mediation with regard to several of the subcontractors.

Councilman Kling stated that he believed the Council and the Mayor, working together as a team, had done a lot of things toward taking care of what they had in the city. He stated that one thing they had done that he felt had been good was that in the last couple of years, they had put two-thirds of the road money into neighborhood streets, noting that this was in neighborhoods throughout the city. He stated that Mayor Battle had brought before the Council the investment in Brahan Spring Park and other parks, including possibly a new park, possibly at McDonnell School. He stated that, of course, this would be over multi years, but he felt it would be a good investment in the central areas. He stated that they were going out in some ways, but he believed they were still inwardly taking care of what they already had.

Mr. Jerry Cox, 4029 Telstar Circle, appeared before the Council, stating that first, as a veteran of the United States Army, he wanted to respectfully acknowledge the nine U.S. Army soldiers killed in combat in Afghanistan since the prior Council meeting. He continued that five of these soldiers had been killed by a U.S. air strike.

Mr. Cox stated that the prior Friday, June 6, was the 70th anniversary of D-Day. He continued that his thoughts at that

time had gone back to his very good friend, Ralph Sturgill, who, as a combat engineer, had been one of the first to go ashore at Normandy. He continued that Mr. Sturgill had passed away several years ago. He stated that he had brought him to the attention of Councilman Kling, as he was a resident of District 4, and that the Council had presented Mr. Sturgill with a resolution recognizing his service at Normandy. He continued that he and Mr. Sturgill were natives of the same county in Virginia and that he was his friend and his hero.

Mr. Cox stated that he was sure the distinguished Councilman from District 3 had heard of the Bedford Boys, from Bedford, Virginia, a town of 3,000 residents some 150 miles from his birthplace. He stated that on D-Day landing craft had dropped the Bedford Boys in the shallow waters of Omaha Beach, and that within minutes 19 of the Bedford Boys were dead, and that later three more sons from Bedford had died. He stated that no other town in America had suffered a greater one-day loss. He stated that there were 40 sons of Bedford in three companies of the 116th Infantry Regiment.

Mr. Cox stated that the D-Day soldiers should never be forgotten, that persons should never forget them or what they did.

Ms. Pat King, 3415 Tall Timbers Circle, appeared before the Council, stating that she was one of the citizens who had been looking at the environmental data, that she had been asking questions and analyzing the data. She stated that she



had initially requested the data on the new school site from Mr. Shea, and that he had sent her a letter and a summary of data, as well as giving her some websites to go to obtain data. She continued that he had never sent her the raw data that was collected.

Ms. King stated that the Council members needed to know what monitoring was done and where it was done. She continued that the monitoring was done for Particulate Matter 10 at Pulaski Pike, which she noted was adjacent to the new school site. She continued that it did not monitor 2.5 Particulate Matter, which she noted was smaller matter, which would be significant because of the rock quarry. She stated that they needed to understand that.

Ms. King stated that she had pulled the data that was reported to the EPA and that was why she was standing before the Council at this time. She stated that there was enough data that would tell an educated person that there needed to be further analyzation of the air quality and an environmental study done on how the air quality impacted the citizens in the area, and also the children. She stated that she was very concerned about this and that at this time she was before the Council to plead with them to do a health risk assessment.

Ms. King stated that there had been a lot of concern by the citizens over the years about the rock quarry. She continued that there was a rock quarry, a stone-crushing rock quarry, a smaller rock quarry, and that there was also a cement

company. She stated that this was a lot of silica debris from excavating the limestone. She stated that there was no way they could convince a citizen it was healthy in that environment and to allow children to go to a school so close to that rock quarry. She stated that there were two other schools that currently existed in this area and that they should also be evaluated and analyzed. She continued that just because they had done things in the past did not make them right. She stated that they needed a complete health risk assessment.

Ms. King stated that she was standing before the Council to tell them that based on the data, they needed an unbiased assessment to say that the environment was a healthy environment for the citizens and the children in the area. She continued that at this time they did not have that.

Mayor Battle stated that the Administration would provide each of the Council members the office memorandum from Danny Shea with Natural Resources. He stated that Mr. Shea looked at these things and that he just looked at the facts, that he just looked at the facts and the figures, how the figures came out, and that was how he made his decisions. He stated that however the numbers came out, he looked at them, that he was a scientist and was not into anything else. He stated that he would hope that everyone would understand that that was his job, that his job was to make sure that the City had what they checked on the environment and that the environment was right. He continued that that was just the air

quality, that it was the air quality side of it. He stated that he would send this to all the Council members and that it would be available for any member of the public who wished to see it. He stated that this was the office memorandum that addressed the letter. He continued that he believed he had a copy of the letter involved also, so that everyone could see the City of Huntsville's answer to that.

Councilman Culver stated that he, like Mayor Battle, had confidence in Mr. Shea, noting that he had worked with him over the years in the Magistrate's division. He continued that, however, seemingly, and through Mr. Shea's own statements, he was basically concerned with just one particular aspect of this. He continued that, however, what he was hearing was a conglomeration of things. He stated that he did not know how difficult it could be if they were to employ a team to cover all of the concerns.

Councilman Culver stated to Mayor Battle that perhaps this was something they could entertain after they had received the data from the School System, in terms of their studies, to determine if there were any areas that had been missed. He stated that he was a firm believer in measuring 10 times and cutting once. He continued that he would be saddened if there were to be some concerns that they had not addressed, and then 10 or 15 years in the future, when they were no longer serving, persons would be suffering. He stated that he did not believe they could be too careful concerning this.

Councilman Culver stated that he was certainly in support of the school being at that location, noting that the School Board had made that decision, and that he was certainly supporting the School Board. He continued that, however, along with that, he did want them to be extremely meticulous. He stated that this was not the first time he had heard these concerns and felt that they certainly warranted addressing, collectively, with the School Board, to see if there had been any stone, or stones, left unturned.

Councilman Culver stated that he was excited to be able to get the data and look at it, noting that they would make it available to the public. He continued that then they could all sit down and look at this and determine if all the areas that had been articulated earlier in the meeting had been addressed.

Councilman Showers asked Ms. King to come back to the microphone.

President Russell asked Councilman Showers to state his intention on this, noting that it was out of order.

Councilman Showers stated that just as the Mayor had made his comments, he wanted to make his.

President Russell stated that Councilman Showers was more than welcome to make comments, but if he was going to ask citizens to comment, he needed to know the intent.

Councilman Showers stated that he had heard Ms. King say that she had made a request concerning raw data, noting that he really did not understand what "raw data" was. He stated that

the Mayor had just advised him that he was going to send him a copy of what Mr. Shea had sent. He stated that if Ms. King had made a request and she did not get all of what she requested, he needed for that to happen, from Mr. Shea or whoever had the raw material. He stated that he understood this was information that Ms. King had not received.

Ms. King appeared at the microphone and stated that that was correct.

Councilman Showers asked Mayor Battle if it was possible to get such information.

Mayor Battle stated that it would depend on what raw data Ms. King was looking for. He stated that he would be glad to get Mr. Shea to meet with her. He continued that Mr. Shea had given Ms. King the numbers they had found when they did their monitoring, noting that that was the City of Huntsville raw data.

President Russell asked Councilman Showers if he wanted Ms. King to speak at this time.

Councilman Showers replied in the affirmative, asking if he would allow Ms. King to explain what "raw data" was.

President Russell advised Ms. King that she had the floor.

Ms. King stated that she was asking for the data that was recorded on air quality at the Pulaski Pike monitoring station. She continued that the data that had been provided was the data that was submitted to the EPA, and that the data that was contained in the letters that Mr. Shea had provided was

summarized data. She continued that she would like to have the raw data.

Mayor Battle stated that he understood she was asking for the data of the testing numbers and asked for what period of time she was requesting this.

Ms. King stated that it would be from the year 2000.

Mayor Battle asked if that would be from 2000 to 2014, every six days. He asked Mr. Shea if he had this available.

Mr. Shea stated that they did have such data. He stated that Ms. King had referenced that he had given her the website where one could access the data through the EPA. He stated that it was the same data, but that they could pull the data. He stated that it was his understanding that Ms. King had already done this, but noted that they could pull the same data from the EPA database, noting that this was the data they had fed to this database. He continued that they could provide that to Ms. King.

President Russell stated that the next item on the agenda was Huntsville Utilities items. He stated that Councilman Olshefski had recused himself from the items and would abstain on all votes.

President Russell read and introduced a resolution authorizing approval to purchase eight copier machines and support services (PR #10152138) (Utilities: Electric), as follows:

(RESOLUTION NO. 14-407)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Culver, Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

President Russell read and introduced a resolution authorizing approval to relocate overhead cable to clear a road-widening project (WBS #NCS-12030007.E.MN) (Utilities: Electric), as follows:

(RESOLUTION NO. 14-408)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Culver, Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

President Russell read and introduced a resolution authorizing the Mayor to execute an agreement with TVA for the Home Energy Survey Program to promote more energy-efficient existing home designs (Utilities: Electric), as follows:

(RESOLUTION NO. 14-409)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Culver, Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

President Russell read and introduced a resolution authorizing the Mayor to execute an agreement with TVA to terminate the Cycle and Save Program that supports TVA's peak load reduction efforts (Utilities: Electric), as follows:

(RESOLUTION NO. 14-410)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling.

President Russell called for a roll-call vote on the above resolution, and the following vote resulted:

AYES: Culver, Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

Councilman Kling read and introduced a resolution authorizing approval to purchase consulting services for a fiber financial model and business plan (PR #10153187) (Utilities: Electric), as follows:

(RESOLUTION NO. 14-411)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell asked Mr. Joe Gehrdes of Huntsville



Utilities for an explanation of the above resolution.

Mr. Gehrdes stated that for more than a year, Utilities had been in a discussion with Broadband Group, which was the consultant he had referred to on the agenda, to evaluate the fiber system they had in place. He continued that the fiber system that they had in place was something they referred to as a "backbone." He continued that this provided services to Huntsville Utilities for their SCADA Network, that it was system monitoring, through fiber. He stated that they also provided some services to the City of Huntsville.

Mr. Gehrdes stated that there had been some discussion about having that system evaluated to see if they could expand those services to perhaps include some commercial interests in their service area. He stated that they had already had the evaluation on whether or not their current network could support this expansion, so that this was to evaluate the feasibility of the business decision to move forward.

President Russell asked if it was a business decision as to whether it was a profit or loss to provide the service to the customer.

Mr. Gehrdes replied in the affirmative, noting that there had been a lot of discussion recently about the interest in this. He continued that it would be a significant investment on the part of Huntsville Utilities. He continued that, obviously, they were a not-for-profit utility, and that any investment of that magnitude they would want to look at very

carefully. He continued that that was what they were doing at this time.

Mayor Battle stated that they had had a working group that had been working on both fiber and digital information transfer in this area for the past three years. He stated that they had met on Tuesday two weeks prior, and they had been talking about the same thing that Chattanooga had, fiber to the home. He stated that in the future this would be one of the fundamentals they would have to have as their infrastructure. He continued that just as they had roads and sewer and water, they were going to have to have fiber. He stated that they were looking at all elements of how this could be done and what the best way to do it would be. He continued that they had looked at if they could have private companies do it, and they had talked to public utilities about it, and there might be some interest there. He stated that this was a very important issue that would hit the city in the future, especially if they were going to be a highly technical engineered city. He stated that this was just starting to look at this and seeing what some of their options were in this matter.

President Russell stated that he appreciated the Administration looking at this, noting that he did hear this from companies, and that he felt it was a good thing to do.

Councilman Kling asked how he could explain to the proverbial little lady in tennis shoes that he would be seeing at a cookout on the following Saturday, in terms that she would

understand, what this would be used for by the average citizen in the future if it became reality.

Mr. Gehrdes stated that that would remain to be seen, noting that the evaluation they were doing at this time, that Mayor Battle had referred to, would be for, at this point, anyway, commercial use, as he was aware. He continued that they were not talking about fiber to the home at this point. He stated that that certainly could become a possibility, but it was not the study they were looking at at this time.

Councilman Kling asked if this would be for high tech companies, Research Park, those type businesses.

Mr. Gehrdes replied in the affirmative.

Mayor Battle stated that there would be the possibility of data sharing between Huntsville Utilities and some of the City's sources and sites, with Utilities running the backbone. He stated that he believed there were a lot of ways to look at this. He continued that if Huntsville Utilities could provide the backbone of the fiber, then there were several different ways to look at it.

Mayor Battle stated that the City would be very interested in it for traffic management, for traffic-light management, for lighting in certain areas, that where there were areas they had concern about, they could brighten the lights, using fiber to do this. He stated that there were a lot of places that fiber would become the infrastructure of the future. He stated that this was something very important that they would do over the

next several years, so that they were ready for that future. He stated that the little lady in the tennis shoes would find that she was going to need that fiber in place so that she could get from here to there, to use good traffic management, to use good traffic management flows in the future. He stated that he believed that she would see just as much benefit off of it as Huntsville Utilities would, and as other outside companies would.

Mr. Gehrdes stated that Utilities did have a fiber network that was in place, and that this was an investigation of if or how they expanded that network to include these services. He continued that given that they already had it in place, it would be a mistake not to look at that.

President Russell called for a roll-call vote on Resolution No. 14-411, and the following vote resulted:

AYES: Culver, Kling, Showers, Russell

NAYS: None

ABSTAIN: Olshefski

President Russell stated that the next item on the agenda was Board Appointments to be Voted On.

Councilman Showers read and introduced a resolution to reappoint Reverend Willie Hinton to the Huntsville Police Citizens Advisory Council, for a term to expire June 22, 2016, as follows:

(RESOLUTION NO. 14-412)

Councilman Showers moved for approval of the foregoing

resolution, which motion was duly seconded by Councilman Culver and was unanimously adopted.

President Russell stated that the next item on the agenda was Board Appointment Nominations.

Councilman Kling nominated Ronald Boles for reappointment to the Huntsville Electric Utility Board, for a term to expire July 1, 2017.

Councilman Kling nominated Stanley Statum for reappointment to the Huntsville Natural Gas Utility Board, for a term to expire July 1, 2017.

Councilman Kling nominated Stanley Statum for reappointment to the Huntsville Water Utility Board, for a term to expire July 1, 2017.

President Russell nominated John Gully for appointment to the Burritt Memorial Committee, for a term to expire October 1, 2016.

Councilman Kling nominated Mark Poslajko for appointment to the Human Relations Commission of the City of Huntsville, Alabama, Place 4, for a term to expire September 22, 2014.

Councilman Olshefski nominated Vickie Guerrieri for appointment to the Huntsville Police Citizens Advisory Council, for a term to expire June 22, 2016.

Councilman Culver nominated James Bailey for reappointment to the Huntsville Police Citizens Advisory Council, for a term to expire June 22, 2016.

Councilman Showers nominated Joseph A. Lee for

reappointment to the Downtown Redevelopment Authority, for a term to expire July 26, 2020.

Councilman Culver nominated Dr. Edwinta Merriweather for appointment to the Human Relations Commission of the City of Huntsville, Alabama, Place 5, for a term to expire September 8, 2018.

President Russell asked if there were any further nominations.

There was no response.

President Russell stated that the next item on the agenda was Approval of Expenditures.

Councilman Kling read and introduced a resolution authorizing expenditures for payment, as follows:

(RESOLUTION NO. 14-413)

Councilman Kling moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Culver and was unanimously adopted.

Councilman Kling asked Mr. Randy Taylor, Finance Director, to come forward for an update on sales tax revenue.

Mr. Taylor stated that he could give the Council members a quote on May sales tax, noting that they had just finished these figures. He stated that the month of May was 6.6 percent higher than May of 2013, and that year-to-date this meant that they were at approximately 2 percent growth rate for the first seven months of the fiscal year. He stated that this was notably better, the Council members might recall, than what he

had reported a month prior, when April was flat and they were at 1.5 percent.

Mr. Taylor stated that as was the case with any particular month, they learned a lot about the variances from one month to the next. He stated that they could not fully explain why April was so low, contrary to their expectations. He stated that at this time they knew a bit more about that, noting that they did have payments that they saw in one month that belonged in other months. He stated that if one looked at all this together, May was not quite as strong as what he had just reported but that April was much better. He stated that with all that said, the year-to-date figures were still at 2 percent, which was much better, which would give them greater confidence as they looked at the last five months of the year. He continued that it helped close the gap they had been staring at a month prior.

Mr. Taylor stated that all other revenues were still about what they had expected and reported the prior month in the mid-year review. He stated that privilege licenses were the second highest source of revenue, and this had been below budget as well, but it had improved in May, so that they felt they had a better feel for where they would end on this.

Mr. Taylor stated that at this time they were still looking at total revenues at about a 2 percent shortfall, noting that this was between \$1 million and \$1.5 million at current rates. He stated that this was not a large figure in

the grand scheme of things, but that, of course, they had to watch it, because it represented real money to them.

Mr. Taylor stated that they had completed the May financial statements for the spending side, noting that they did have some issues they were watching. He continued that, fortunately, at this time most of these were offsetting. He stated that, as they were aware, Personnel was their largest expense. He continued that they were pushing the envelope on some of their budgetary requirements there, but they were managing this at this time within the scope of everything they did.

Mr. Taylor reiterated that revenues were better, noting that this was good news. He stated that they would continue to watch this and report to the Council concerning it.

President Russell stated that the next item on the agenda was Communications from the Mayor.

Mayor Battle stated that Tony Antonios, a member of the Planning Commission, had passed away recently and asked that everyone keep his family in their thoughts and prayers. He stated that he was a great member of the Commission, that he was a good person on the Commission, noting that he had come from the builders' community and had expertise in this area and brought that expertise to the Commission.

Mayor Battle stated that to replace Mr. Antonios, he would like to announce the following appointment: Steve Strickland to the Planning Commission, for a term to expire October 26,



2015. He stated that Mr. Strickland would be the builders' representative on the Commission, noting that he was also in the building business.

Mayor Battle stated that he would also like to wish Ms. Pearlie Stamper a happy birthday, noting that she ran the Council office.

Mayor Battle stated that Mr. Hamilton, Mr. Davis, and Mr. Taylor had been working together on the budget for the upcoming year. He stated that, as Mr. Taylor had just announced, they had been down in sales tax revenues, and all of a sudden they were up for one month. He stated that they had budgeted on a 3 percent increase in sales tax and that they were at a 2 percent increase to date. He continued that it would take a lot to pull this up to 3 percent. He stated that it would again be a budget year that would be somewhat tight.

Mayor Battle stated that they were having a lot of upward pressure, especially from outside groups they funded, asking for more funding and financing. He stated that this would be tough to do, and that everyone needed to know this from the very outset.

Mayor Battle stated that they had some priorities they were looking at in the budget, noting that one was the retail corridors, both the North and South retail corridors. He stated that the Parkway was doing some work on these, to make sure that they took care of some of the areas that, quite frankly, appeared somewhat blighted, taking them down and making them

redevelopment sites and seeing if they could do redevelopment after the Parkway overpasses were finished. He stated that he believed this would help both in perception and success of the areas.

Mayor Battle stated that the second thing they were looking at was public safety, policemen on the streets. He stated that they would be looking at that and seeing what they could afford and how they could afford it. He continued that this was not a cheap thing, that each person coming to the field cost them a base salary plus a 40 percent benefit package. He stated that they were aware that this would be expensive, but that he felt it was something they were going to have to be looking at. He stated that now that they were at 210 square miles, they needed to have a police force that could cover this 210 square miles.

Mayor Battle stated that they had had some other requests for outside agencies, as well as internal requests, to look at funding on items. He stated that he did not look for a lot of areas that they could increase, but that they would be talking to the department heads in July, that they would have meetings with them throughout July. He stated that they were just in the midst of starting this process. He stated that the year would end on October 1, so that they had another four months of the current year they were working on. He stated that if they worked on the traditional historical numbers, they would be coming in just about even, or maybe just a little bit down, but

something very workable for them. He stated that the two items that they were talking about were larger ticket items that would probably take up any increase they would be able to have.

Mayor Battle stated that he just wanted to give the Council kind of an initial overview of where they were budgetwise. He continued that he looked forward to the day when he could come to them and say that they had all the money they needed and they were going to do everything. He stated that, however, in the six years he had been at the City, they had never done this, that they always ended up with this much need and this much resources. He stated that this was part of their job in budgeting, to make sure that this much resources covered this much need.

Mayor Battle stated that this was just an overview, to give them an initial assessment about where they were.

President Russell stated that the next item on the agenda was Communications from Council Members.

Councilman Kling stated that it had been his privilege, along with Mayor Battle, to attend the Memorial Day service held at Maple Hill Cemetery. He stated that it made him proud to live in a community that had priorities for a recognition of that level. He stated that several organizations and the City of Huntsville, the Mayor's staff, had worked together on this, and that it had been a very impressive ceremony and was a good, thoughtful thing to have in the community. He stated that after that, he had enjoyed a great lunch, courtesy of

Commander Roy Hall of American Legion Post 237.

Councilman Kling stated that he had recently attended a meeting of the Holiday Homes Neighborhood Association, noting that they were very active and working on many things to improve their neighborhood and that they did a great job on the many programs they were doing, especially considering the large geographical area making up Holiday Homes. He stated that he had also attended a neighborhood cookout the Madison Heights Neighborhood had, and there had been a great opportunity to see many people. He stated that the City had done a lot of work in the area after they had had a flood in the area, and that he had been told that the work had been tested recently and had held up very well as far as the capacity of water flow and keeping the neighborhood from flooding out. He stated that this neighborhood was located just to the south, across the street from First Baptist Church, near Memorial Parkway.

Councilman Kling stated that he had also attended a meeting of the neighborhood association in the McThornmore Acres area. He continued that they were working on several projects.

Councilman Kling asked if Jim McGuffey, Manager of Planning Services, was present at the meeting.

Mr. McGuffey appeared at the microphone.

Councilman Kling stated to Mr. McGuffey that he believed he had heard some concerns that had been expressed by this neighborhood. He continued that he had not had the opportunity

to talk to Mr. McGuffey prior to the meeting and did not know if he was ready to respond at this time. He asked if there were any findings he could tell the neighborhood concerning the potential of a group home going into the area, if there was the proper zoning for that.

Mr. McGuffey stated that they were still working on this situation and did not have a final answer at this time.

Councilman Kling stated that he appreciated Mr. McGuffey looking into this matter.

Councilman Kling commended Steve Ivey and Greg Patterson of the Recreation Department, noting that the prior week they had had a meeting with members of the Lowe Mill neighborhood and also a meeting with members of the Merrimack neighborhood, concerning two neighborhood parks they had been working on. He stated that he believed one was going to be known as Seminole Park in the Lowe Mill neighborhood, based upon the preferences of the neighborhood. He stated that there would also be the Jim Marek Park. He stated that he certainly appreciated what the Department had done working with those neighborhoods and giving them a chance to participate and have input.

Councilman Kling stated to Mr. Hamilton that he appreciated all the work he was doing in helping with these neighborhood issues.

Councilman Showers stated that he was delighted that he had had the opportunity over the weekend to attend the 21st

Annual Vision Banquet at Huntsville Bible College, representing the Council and the Mayor.

Councilman Showers stated that Mr. and Mrs. Terry had recently celebrated their 50th wedding anniversary at the VBC and that he had been honored to have been present. He continued that on that same day Alabama A&M University had had its 13th Annual Leadership Award Banquet, sponsored by the Huntsville Progressive Alumni Chapter.

Councilman Showers commended Terry Hatfield, Joy McKee, and all their team for the tremendous work and support that they had given the prior week. He stated that most persons were aware that there had been a storm, which was mostly in the north part of the city, and stated that several of the streets had been damaged tremendously. He stated that he was out there during that time with the homeowners and stated that Ms. McKee, in the absence of Mr. Hatfield, had been very responsive with the Department. He stated that he counted 12 trucks Friday and Saturday, and stated that they had been coming back picking up where they had left off. He thanked the Department for the work they had done in cleaning up the debris in the area. He stated that the team of workers were right there, working around the clock.

Councilman Showers stated that on the previous Tuesday evening he had held his annual town meeting and thanked everyone who had attended the meeting, especially Mr. Shane Davis, who had given a report on the state of North Huntsville.

He stated that he had a lot of information, some of which he could reveal and some of which he could not. He stated that they were very excited that North Huntsville was going to get some activity. He stated that they would be letting the public know very soon who the entities were going to be, noting that they were in retail sales.

Councilman Showers asked if Chief Lewis Morris of the Police Department was present at the meeting. He stated that Chief Morris had been in attendance at the town hall meeting and thanked him for coming, noting that the citizens had raised several questions to him. He stated that Kenny Anderson was always at his town meetings and was there, as always, representing the Administration. He continued that Joy McKee was also there and had kind of stolen the show. He stated that the citizens had had many questions, and that she had informed them on these matters and, as always, had had some goody bags for the attendees.

Councilman Showers stated to Mayor Battle that he had had a visit from a group who called themselves "The Retired Workers" and that they had advised him that they had already spoken with the Mayor and other Council members. He continued that he thought Mayor Battle had dealt with that in his earlier comments concerning the City's ability to do a lot of things that they would like to do but might not be able to do. He stated that the retirees had come forward with a document requesting that they be considered. He continued that the

Legislature had passed an act that gave these persons an opportunity, \$2 for each year they had worked, in terms of their retirement, but the municipality would have to fund this. He stated that he had wanted to mention this because he had told these persons that he would mention it at this meeting. He stated that he certainly did not want to forget the retirees but noted that they did have a budget that was slim. He stated that if they could do something, he certainly hoped they would.

Councilman Olshefski stated that Lyle Voyles' mother had passed away recently and this was a sad day for his family.

Councilman Olshefski stated that he and Councilman Culver had had the privilege of watching the police officers being promoted earlier in the day. He stated to Chief Morris that he appreciated, as always, what he did in these events, noting that the families had been present, et cetera.

Councilman Olshefski stated that he had had lunch served to him and four other persons by Jackie Reed recently, and that it had been powerful, noting that she knew how to take care of people and had served them very well, and they had had a great time. He thanked her for her service at that time.

Councilman Olshefski stated that Mr. McGuffey was new to his position and was being very responsive to his concerns and he was very happy with this. He stated that he also had an issue with speeding in his neighborhood and that Corey Harris had been very responsive to this.

Councilman Olshefski stated to Mr. Jerry Cox that he had



heard of the Bedford Boys and that he had been researching it and that Mr. Cox was right on target, that he knew it better than anyone. He stated that it was a powerful story and he appreciated Mr. Cox bringing it up.

Councilman Culver stated that Dr. Jennie Robinson of the School Board was present in the audience, and that Mr. Walt Hennessey, a Board Member with Huntsville South, was also present.

Councilman Showers stated to Mr. Shane Davis that he appreciated his remarks on the state of North Huntsville at his recent town meeting, noting that citizens had been informed and were looking forward to the things that Mr. Davis had expressed to the group. He thanked him for the report and for keeping the citizens abreast of where they were and where they were going with the projects that had been approved earlier in the year. He stated that there were some major streets in the area that were going to be given attention very soon, including Pulaski Pike, Oakwood, and Sparkman Drive. He stated that there were several other smaller streets that had been mentioned and that he would be sharing that information with the public.

Mr. Davis stated that he had enjoyed the meeting and was happy to have been able to bring some good news.

Councilman Culver asked if Tucker Drive could be added to the streets to be worked on, noting that he had been approached after Councilman Showers' town hall meeting about this street.

He asked that this be put on the list to analyze if it warranted resurfacing. He stated that the residents of this street had advised him that it had not been repaved in more than 30 years. He stated that he was aware that there were a lot of streets in the city in the same situation, but that, based on the input he had received, this street was really bad. He stated that he would look at the street on the following day.

Councilman Showers stated that he would like to acknowledge Patricia King who was in the audience, noting that she had spoken to the Council previously. He stated that he had been informed that she was preparing to serve the community, and that he was delighted that she continued to attend the Council meetings and Board meetings. He stated to Ms. King that she was on the right track and he was delighted to have her with the Council at this time. He stated that he had been told that she was interested in serving on the Board of Education, and that he was delighted she had made that commitment and wished her well.

President Russell appointed James Smith to the MPO Citizens Advisory Committee, on behalf of the Council.

President Russell stated that the Council would be holding a work session on the following Thursday, June 19, at 5 p.m., in the City Council Chambers, to discuss various neighborhood issues. He stated that the agenda had not been finalized at this time, noting that Councilman Kling had asked for one thing

and they were working on that. He stated that the agenda would be announced on the following Tuesday afternoon.

President Russell stated that the next item on the agenda was Unfinished Business Items for Action.

Councilman Showers moved for approval of Ordinance No. 14-365, amending Ordinance No. 89-79, Classification and Salary Plan Ordinance, which ordinance was introduced at the May 22, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-365)

Said motion was duly seconded by Councilman Kling.

President Russell asked Mr. Byron Thomas, Director of Human Resources, for an explanation of the above ordinance.

Mr. Thomas stated that this was an amendment to the Classification and Salary Plan Ordinance, amending it based upon audits they had conducted in various departments.

Councilman Showers asked Mr. Thomas how a department or division requested audits.

Mr. Thomas stated that in accordance with their policy, an audit request would come from the department head. He continued that it could be requested through an employee to the department head or could be a request of the department head.

President Russell called for the vote on the above ordinance, and it was unanimously adopted.

President Russell moved for approval of Ordinance No. 14-366, amending Budget Ordinance No. 13-630 by modifying the authorized strength of certain departments, which ordinance

was introduced at the May 22, 2014, Regular Council Meeting, as follows:

(ORDINANCE NO. 14-366)

Said motion was duly seconded by Councilman Showers.

President Russell asked Mr. Thomas for an explanation of the above ordinance.

Mr. Thomas stated that this was a coordinating budget item for the job audits.

President Russell called for the vote on the above ordinance, and it was unanimously adopted.

President Russell stated that the next item on the agenda was New Business Items for Consideration or Action.

President Russell moved for approval of a request for authorization to advertise and fill the position of Network Engineer I at a higher than minimum within the grade if necessary, which motion was duly seconded by Councilman Kling and was unanimously approved.

President Russell read and introduced an ordinance declaring certain equipment as surplus and to be sold at public auction, as follows:

(ORDINANCE NO. 14-414)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an advertising contract

with The Alabama Media Group, as follows:

(RESOLUTION NO. 14-415)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into agreements with the low bidders meeting specifications as outlined in the attached Summary of Bids for Acceptance, as follows:

(RESOLUTION NO. 14-416)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the acceptance of donations, as follows:

(RESOLUTION NO. 14-417)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced an ordinance to amend Budget Ordinance No. 13-360, by changing appropriated funding for various departments and funds, as follows:

(ORDINANCE NO. 14-418)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell moved for approval of a request for authorization to advertise and fill the position of Revenue Collection Clerk, Grade 10, at higher than minimum within the grade if necessary, which motion was duly seconded by Councilman Kling and was unanimously approved.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Madison County, Alabama, for Election Custodial Services for the August 26, 2014, Municipal Election and any Municipal Run-Off Election needed on October 7, 2014, as follows:

(RESOLUTION NO. 14-419)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the City Attorney to settle the claim of AT&T, as follows:

(RESOLUTION NO. 14-420)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke National Bank of Commerce Letter of Credit No. 400957400 for Lanier Lakes Subdivision, as follows:

(RESOLUTION NO. 14-421)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Clerk-Treasurer to invoke Renasant Bank Letter of Credit No. 3104 for Legacy Cove III Subdivision, as follows:

(RESOLUTION NO. 14-422)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell moved for approval of a request for authorization to advertise and fill the position of one (1) Regular Full-time Aquatic Instructor, which motion was duly seconded by Councilman Kling and was unanimously approved.

President Russell moved for approval of a request for authorization to advertise and fill the position of one (1) Regular Full-time Recreation Coordinator, which motion was duly seconded by Councilman Kling and was unanimously approved.

President Russell moved for approval of a request for authorization to advertise and fill the position of one (1) Regular Full-time position of General Clerk III, which motion was duly seconded by Councilman Kling and was unanimously approved.

President Russell read and introduced a resolution authorizing the Mayor to enter into a Memorandum of Understanding between the City of Huntsville and the Madison

County Commission for the FY 2014 Edward Byrne Memorial Justice Assistance Grant, as follows:

(RESOLUTION NO. 14-423)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into a professional services contract with Stanard & Associates, Inc., as follows:

(RESOLUTION NO. 14-424)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with the Alabama Department of Public Safety to accept the FY 2014 High Intensity Drug Trafficking Area (HIDTA) grant, as follows:

(RESOLUTION NO. 14-425)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Littlejohn Engineering Associates, d/b/a G. W. Jones & Sons Consulting Engineers, for Land Surveying Services for Cecil Ashburn Drive and Sutton Road, Project No. 65-14-RD07, as



follows:

(RESOLUTION NO. 14-426)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with LBYD, Inc., for Engineering Design Services for Rideout Road-ALDOT Improvements, Project No. 65-14-SP17, as follows:

(RESOLUTION NO. 14-427)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to modify the agreement with LTS Construction, L.L.C., for Periodic Bid for Emergency Pipe Bursting, Project No. 65-12-SP26, by Modification No. 2, as follows:

(RESOLUTION NO. 14-428)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Garver, L.L.C., for Engineering Construction Administration Services for 2014 Water Pollution Control Sanitary Sewer Rehabilitation,

Project No. 65-14-SP15, as follows:

(RESOLUTION NO. 14-429)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to enter into an agreement with Garver, L.L.C., for Engineering Services for Co-Digestion Feasibility Study, Project No. 65-14-SP16, as follows:

(RESOLUTION NO. 14-430)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

President Russell read and introduced a resolution authorizing an Agreement between Vernon Lee and the City of Huntsville for a special employment contract for a Fire Supply Clerk, as follows:

(RESOLUTION NO. 14-431)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Kling and was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to execute Modification No. 15 to the Supplemental Development Agreement 2010-A between the City of Huntsville and LW Redstone Company, LLC, as follows:

(RESOLUTION NO. 14-432)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Culver.

President Russell asked Mr. Joffrion for an explanation of the above resolution.

Mr. Joffrion stated that this was yet another element of the funding mechanism for public infrastructure improvements at the EUL project on Redstone Arsenal.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to execute an agreement between the City of Huntsville and Limestone County, Alabama, to purchase property for Old Highway 20 Phase II Improvements, as follows:

(RESOLUTION NO. 14-433)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Culver.

President Russell asked Mr. Joffrion for an explanation of the above resolution.

Mr. Joffrion stated that this was a right-of-way improvements project located in Limestone County. He stated that the City had no authority to condemn property outside of its jurisdiction and if the owners of the property did not accept the City's offer for the property in order to make the improvements, they would have to condemn the property, and that

Limestone County had agreed to conduct the condemnation for them, as long as they reimbursed them for the cost.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to enter into a Professional Services Agreement with Atkins North America, Inc., for Professional Planning Services related to the development of the Year 2040 Transportation Plan, as follows:

(RESOLUTION NO. 14-434)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Culver.

President Russell asked Mr. Dennis Madsen, Manager of Urban and Long-Range Planning, why they should hire a consultant and pay \$107,000 for this.

Mr. Madsen stated that this was actually for the MPO and that these were funds that were already allocated, that it was a pass-through, that it was all Federal money. He stated that every five years they did a Long-Range Transportation Plan update. He continued that this was a little beyond the scope of what they could do internally, in terms of assessing modeling, in terms of looking at economic impact, and in terms of looking at some of the general effects of the changes in the network, with the computer modeling that was associated with it. He stated that they were bringing in an outside firm on

this, noting that the firm had actually been prequalified by ALDOT and had been used for similar efforts in Birmingham, Opelika, and Auburn MPO's.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

President Russell read and introduced a resolution authorizing the Mayor to execute an agreement between the City of Huntsville, Alabama, and Attitude, LLC, for the purchase of right-of-way and green space related to Cabela's Drive, as follows:

(RESOLUTION NO. 14-435)

President Russell moved for approval of the foregoing resolution, which motion was duly seconded by Councilman Showers.

President Russell asked Mr. Shane Davis, Director of Urban Development, for an explanation of the above resolution.

Mr. Davis stated that this resolution was in connection with the press conference that had been held the prior week concerning Parkside Town Centre, the latest development. He stated that, at the request of Mayor Battle and the Council, that before he went into the details of the contracts before the Council, he wanted to give them a quick overview of the overall development project.

Mr. Davis stated that this project was another first for Huntsville. He continued that, as persons were aware, the Bridge Street Town Centre was a regional retail development

with approximately one million square feet of retail currently either on site or under construction. He stated that the development of Parkside Town Centre would commence in the summer of 2014 and that the total development would be over a quarter million square feet of new, regional retail to the market. He stated that the anchor for the project was a new anchor to Alabama, and not only a new anchor to Alabama, but that it was not currently located in Georgia, Tennessee, Mississippi, or Florida. He stated that this was a very major win of a regional retailer for Huntsville.

Mr. Davis stated that the development would be part of an ongoing mixed-use center for supporting Research Park, Redstone Arsenal, or Redstone Gateway, and all of North Alabama. He stated that the overall investment by the developer would be \$80 million, which he noted would include shopping, dining, and hospitality.

Mr. Davis stated that the anchor would be Cabela's, noting that this was a major outdoor retailer, most likely one of the top three retailers sought out by cities in the United States at this time.

Mr. Davis made a PowerPoint presentation, noting that what was being displayed at this time was a depiction of the store, that it was the exact model of what would be placed in the city.

Mr. Davis stated that Parkside Town Centre would lie north of I-565 and south of Old Madison Pike, along Lake 5 of

Research Park. He stated that the zoning was Research Park Commercial, so that it was zoned appropriately for the development.

Mr. Davis stated that on the layout that was being shown, Cabela's was at the end, at the highest point of the development, indicated by gold shading. He stated that the orange shading would be the mixed-use, other high-end retail. He continued that the hospitality was currently on site. He stated that just to the north he would like to point out something that was very unique to most Research and Development parks, noting that there was a live/work development, with offices in the front and multi-family in the back, that would have connectivity with the retail center.

Mr. Davis stated that, as far as the City's commitment, they would make improvements from a two-lane road to a three-lane road and would provide signalization to what would be called "Cabela's Drive" and the current Governors West. He continued that they would provide standard public street signage at Old Madison Pike, giving directional signage to Cabela's Drive. He stated that they would perform light clearance and grubbing, along with their maintenance responsibilities of I-565. He continued that there were some areas that the Landscape Department did very well in maintaining, that there was a beautiful drive into the city, but that there was a portion there they had always left in a natural state, just due to the fact that it was not needed to

be cleared. He stated that they would also clear this and start mowing it on a regular basis, noting that it was only approximately 500 feet long, that this was very minor.

Mr. Davis stated that the estimated cost of these public improvements for the City was approximately \$3 million. He continued that they were all public improvements, that there were no improvements on private property. He stated that there was no direct incentive to Cabela's, that Cabela's was paying their own way, noting that they had been a class act for the prior 18 months that he and Mayor Battle had dealt with them on this project.

Mr. Davis stated, concerning the revenues from the development, that the annual sales at Parkside Town Centre were estimated at, based on the retailers who were coming in, \$110 million in annual sales from the retailers, noting that this would generate \$5 million annually to the City of Huntsville in sales tax revenue. He stated that one could see that the return on investment would be less than two years, noting that this was most likely one of the better investments the City had made in a retail development in quite some time.

Mr. Davis stated that the resolution before the Council at this time concerned the execution of an agreement between the City of Huntsville and Attitude, LLC, for the purchase of the right-of-way. He continued that, also, they wanted to make sure this project worked from a retail, from a livability, and from an office standpoint in Cummings Research Park. He stated



that Cummings Research Park was the second largest research park in the United States and the fourth largest in the world, so they wanted it to be successful. He stated that there was a three-acre tract that was currently wooded, located along Quality Circle, and that they wanted this area to forevermore remain a buffer between the retail and the office space. He continued that they were purchasing this tract so that the City could remain in control of it and could keep that control and that buffer. He stated that, also, they were purchasing the right-of-way and the improvements that were currently in the right-of-way, to save money on the City's investment in the development.

Mr. Davis stated that to reduce the City's cost in this, there was a two-acre parcel that was part of the lake that they were trading to reduce the cost of the three acres they were getting and the right-of-way. He continued that what they were paying was below appraised value. He stated that for the two acres the City was putting toward the investment, the development company was paying full appraised value to the City.

Councilman Kling asked if there was a general ball park estimate as to when the facility would open.

Mr. Davis stated that if the Council approved this at this time, Cabela's would be in the city on Wednesday and would bring their full team in to get started on this project, noting that they wanted in the market as quickly as possible. He

stated that it would open in the fall of 2015 at the latest, noting that they were trying to accelerate the current 14-month construction schedule into 9 months.

Mr. Davis commended Mayor Battle for selling the city, noting that at the end of the day, he had gotten it done. He stated that Cabela's believed in the city, they believed in the community, they believed in the market, and they wanted to get in quickly.

Councilman Kling commended Mayor Battle for doing this, stating that he had been on a great roll lately in bringing in projects and that this was certainly a great thing for the city.

Mayor Battle thanked Councilman Kling for the accolades but noted that they were undeserved. He stated that Mr. Davis had landed a lot of this project, especially Cabela's, and that he had worked very hard on Remington and Boeing, that he had done a marvelous job, along with the team that had been established. He stated that this was a team effort and everyone had played a part in it, from the City Administrator to Urban Development, and that everyone across the board had been a part of the team that had made this happen, so that the accolades should go to them.

Councilman Culver stated that he just wanted to ditto Councilman Kling's comments, noting that he was amazed at how the City could attract such a business with such a small investment, noting that, as had been previously mentioned, they

would be getting all their money back within two years, with \$5 million above that each year indefinitely. He stated that this was certainly amazing and that his hat was off to Mr. Davis, Mr. Hamilton, and Mayor Battle. He continued that he was aware that Mr. Davis and his crew had worked very diligently on this development over the prior year and a half. He thanked everyone who was involved, noting that this was going to really help to stabilize Bridge Street, noting that they did not want to wait until it got to a point where it was in a situation of becoming blighted. He continued that he was excited about this project.

Councilman Showers stated to Mr. Davis that Gander Mountain was located in his district and asked what impact this project would have on Gander Mountain.

Mr. Davis stated to Councilman Showers that when they had commenced trying to lure Cabela's to Huntsville, they had shown them 16 sites, and that they were very careful of where they showed them sites, noting that the last thing they wanted to do was to bring in a retailer that would cannibalize an existing business. He continued that with them being on the western corridor and Cabela's being located in the central business district to the north, they felt like that both would be very successful, with the distance apart. He reiterated that they had tried to be very careful with that.

President Russell stated to Mr. Davis that he had spoken about \$3 million in public improvements, but that the contract

was for more than \$3 million. He asked if Mr. Davis would explain this.

Mr. Davis stated that the total amount of the contract was \$2,933,200.

President Russell inquired as to how these funds would be used.

Mr. Davis stated that they would be purchasing a three-acre tract of clear green space, to remain as a buffer, and they were also purchasing approximately three acres of public right-of-way, for what would be Cabela's Drive, and all utilities within there, including sidewalks, curb and gutter, et cetera. He continued that they would overlay the road, resurface it, just to increase its width, and do signalization, with in-house staff in Traffic Engineering, at Governors West and Cabela's Drive.

Mr. Davis stated that the contract amount, in rough dollars, was \$3.5 million, for what the City was purchasing. He reiterated that there was a two-acre tract that the City no longer needed, for which they were getting fair market value, at \$650,000. He stated that when they subtracted the amount the City would be receiving for this property, the balance would be \$2,933,200.

Mr. Davis stated that the appraised value for the property the City was purchasing was approximately \$4 million.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

Councilman Showers read and introduced a resolution authorizing the Mayor to execute a Development Agreement between the City of Huntsville and Attitude, LLC, regarding Parkside Town Centre, as follows:

(RESOLUTION NO. 14-436)

Councilman Showers moved for approval of the foregoing resolution, which motion was duly seconded by President Russell.

President Russell recognized Mr. Davis.

Mr. Davis stated that this was the development agreement between the City of Huntsville and Attitude, LLC. He stated that the development agreement protected the City, to guarantee that they would get exactly what they had asked for. He continued that that was an anchor of Cabela's, that was a full-size store, with boats, implements, tractors, and a museum of the quality that the average customer spent two and a half hours in it. He stated that it also committed Attitude to finish out the Class A remaining retail, so that there would be a fully developed center. He stated that, in turn, Attitude was requiring the City to make the public improvements that he had gone over previously.

President Russell called for the vote on the above resolution, and it was unanimously adopted.

President Russell read and introduced an ordinance declaring a portion of Lake 5 in Cummings Research Park as surplus property, as follows:

(ORDINANCE NO. 14-437)

President Russell moved that unanimous consent be given for the immediate consideration of and action on said ordinance, which motion was duly seconded by Councilman Showers, and upon said motion being put to vote, the following vote resulted:

AYES: Culver, Olshefski, Kling, Showers, Russell

NAYS: None

President Russell stated that the motion for unanimous consent for immediate consideration of and action on said ordinance had been unanimously carried.

Councilman Showers thereupon moved that said ordinance be finally adopted, which motion was duly seconded by President Russell.

President Russell recognized Mr. Davis.

Mr. Davis stated that this was giving the City approval to declare this property surplus so that they could sell it to reduce the cost for the project, noting that it was the two-acre tract that he had mentioned earlier. He stated that the appraised amount was \$650,000, and that was the amount they would be receiving for it.

President Russell called for the vote on the above ordinance, and it was unanimously adopted.

Mr. Davis thanked the Council for this. He continued that he had to give a shoutout to the City Attorney and his staff, noting that they had pulled off some miracles in the prior week

in getting these documents prepared and stated that they certainly deserved some credit for this.

President Russell thanked Mr. Joffrion and the Legal Department for this.

President Russell stated that the next item on the agenda was Legal Department Items/Transactions.

President Russell read and introduced an ordinance authorizing the vacation of a portion of Utility and Drainage Easements, Lot 2, Twickenham Square Subdivision (714 Gallatin Street: Huntsville Hotels), as follows:

(ORDINANCE NO. 14-438)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Showers and was unanimously adopted.

President Russell read and introduced an ordinance authorizing the vacation of a portion of Utility and Drainage Easements, Lots 11 and 12, Marina Park Subdivision, as follows:

(ORDINANCE NO. 14-439)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Showers and was unanimously adopted.

President Russell read and introduced an ordinance authorizing the vacation of 20-foot Utility and Drainage Easements, Lots 61 and 62, McMullen Place Phase 3 Subdivision (McMullen Lane: Enfinger), as follows:

(ORDINANCE NO. 14-440)

President Russell moved for approval of the foregoing ordinance, which motion was duly seconded by Councilman Showers and was unanimously adopted.

President Russell stated that the next item on the agenda was Non-Roster Communications from the Public.

Ms. Jackie Reed again appeared before the Council, stating that she was concerned with the issue concerning Cabela's. She stated that if she could afford a New York lawyer, she would hire one just to come down and see some of these moves the City was making. She continued that they were not brought up to the public. She thanked President Russell for asking questions about the monetary amount, noting that she would certainly like to be able to sit on the Council and ask her questions.

Ms. Reed stated that she certainly believed in economic development, but she believed the operations coming into the city needed to lay some money on the table and let them see some of it, and then see what the City could do for its fair share. She stated that earlier in the meeting, she had heard whining about the budget, and yet they were doing Bridge Street, which was supposed to bring in millions and millions of dollars. She stated that they did all this development, and they should already be bringing in so much money that they would not have any financial problem in the city. She stated that they kept developing, and they kept reaching, and she questioned where the money was.

Ms. Reed stated that she wanted the City employees to



receive a four percent raise, like Athens had given their employees. She continued that the retirees also needed a raise. She stated that, also, there needed to be work on the streets, noting that if this work had been consistent for the past 25 years, the entire city would be paved over by this time. She stated that everybody's street in the city was bad news.

Mr. Walt Hennessey, 1002 Hogan Drive, appeared before the Council, stating that Huntsville South had had a very successful rummage sale at the Star Market in South Huntsville, and that although the final numbers were not in, he believed they had raised enough money to buy one park bench for the new park that was going in on Chaney Thompson, for the dog park down there.

Mr. Hennessey thanked Mr. Madsen of Urban Development, noting that he had come to their last meeting and had provided a very good update on the plans that he saw for South Huntsville and for Huntsville.

Mr. Hennessey stated, concerning the Spay Neuter Clinic, that, as persons had heard, they were closed at this time, but noted that they had a project going on called "Fixing Fido." He stated that they had enough grant money that they would be able to provide vouchers for persons who needed to have their animals altered. He stated that persons should call the clinic, noting that they had made arrangements with veterinarians in the local area to do the procedures. He

continued that the client should bring with them the voucher to be furnished. He stated that although they were closed, they were still getting animals fixed, noting that this was the most important thing.

President Russell asked if anyone else wished to address the Council at this time.

There was no response.

Upon motion, duly seconded, it was voted to adjourn.

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PRESIDENT OF THE CITY COUNCIL

ATTEST:

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CITY CLERK-TREASURER